

Practitioner's Docket No. 100560.0009US1

PATENT

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Michael Pomer, Vijay K. Mahant

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JAN 20 2006

Application No.: 09/977,930

Group No.: 1641

Filed: October 11, 2001

Examiner: Lam, Ann Y.

For: SEMI-CONTINUOUS BLOOD SEPARATION USING MAGNETIC BEADS

Mail Stop AF

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

NOTICE OF APPEAL FROM THE PRIMARY EXAMINER  
TO THE BOARD OF PATENT APPEALS AND INTERFERENCES  
(37 C.F.R. § 41.31)

Applicant hereby appeals to the Board from the decision of the Examiner, mailed September 20, 2005, finally rejecting claims 1-6.

## I STATUS OF APPLICANT

This application is on behalf of a small entity. A statement was already filed on October 11, 2001.

01/24/2006 EFLORES 00000053 502191 09977930

01 FC:2401 250.00 DA  
02 FC:2251 60.00 DACERTIFICATION UNDER 37 C.F.R. §§ 1.8(a) and 1.10<sup>\*</sup>  
(When using Express Mail, the Express Mail label number is *mandatory*;  
*Express Mail certification is optional*.)

I hereby certify that, on the date shown below, this correspondence is being

## MAILING

I deposited with the United States Postal Service in an envelope addressed to the Commissioner for Patents, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450

37 C.F.R. § 1.8(a)

I will attach the postage as first class mail

37 C.F.R. § 1.10<sup>\*</sup>

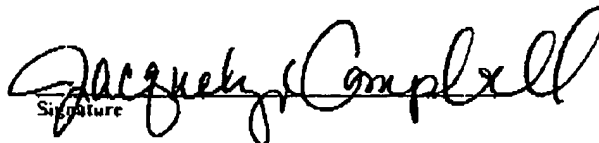
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## TRANSMISSION

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Date: 1/20/06



Signature

Jacquelyn Campbell

(Type or print name of person certifying)

<sup>\*</sup> Only the date of filing (§ 1.6) will be the date used in a patent term adjustment calculation, although the date on any certificate of mailing or certification under § 1.8 continues to be taken into account in determining timeliness. See § 1.703(f). Consider "Express Mail Post Office to Addressee" (§ 1.10) or facsimile transmission (§ 1.6(d)) for the reply to be accorded the earliest possible filing date for patent term adjustment calculations.

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## 2 FEE FOR FILING NOTICE OF APPEAL

Pursuant to 37 C.F.R. § 41.20(b)(1), the fee for filing the Appeal Brief is:

JAN 20 2006

Small entity \$250.00

Notice of Appeal fee due \$250.00

## 3 EXTENSION OF TERM

The proceedings herein are for a patent application and the provisions of 37 C.F.R. 1.136 apply.

Applicant petitions for an extension of time under 37 C.F.R. 1.136 (fees: 37 C.F.R. 1.17(a)(1)-(4))  
for one month:

Fee \$60.00

If an additional extension of time is required, please consider this a petition therefor.

## 4 TOTAL FEE DUE

The total fee due is:

Notice of Appeal fee \$250.00

Extension fee \$60.00

TOTAL FEE DUE \$310.00

## 5 FEE PAYMENT

Authorization is hereby made to charge the amount of \$310.00 to Deposit Account No. 502191

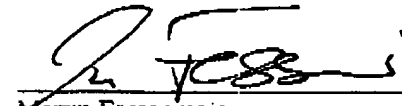
Charge any additional fees required by this paper or credit any overpayment in the manner  
authorized above

A duplicate of this transmittal is attached.

## 6 FEE DEFICIENCY

If any additional extension and/or fee is required, and if any additional fee for claims is required,  
charge Deposit Account No. 502191

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1/20/06  
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